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UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

KARL E. RISINGER, an individual on
behalf of himself and all others similarly
situated,

Plaintiff,

vs.

SOC LLC, et al.,

Defendants.

Case No. 02:12-cv-00063-MMD-PAL

**STIPULATION FOR PROTECTIVE
ORDER**

The parties to this action, Defendants SOC LLC, SOC-SMG, INC., and DAY & ZIMMERMAN, INC. ("Defendants") and Plaintiff KARL E. RISINGER ("Plaintiff"), by their respective counsel, hereby stipulate and request that the Court enter a mutual protective order pursuant to Federal Rule of Civil Procedure 26 as follows:

1. The Protective Order shall be entered pursuant to the Federal Rules of Civil Procedure.

2. The Protective Order shall govern all materials deemed to be "Confidential

Information.” Such Confidential Information shall include the following:

- (a) Any and all documents referring or related to confidential and proprietary human resources or business information; financial records of the parties; compensation of Defendants’ current or former personnel; policies, procedures, and/or training materials of Defendants; and/or Defendants’ organizational structure;
- (b) Any documents from the personnel, medical, or workers’ compensation file of any current or former employee or contractor;
- (c) Any documents relating to the medical and/or health information of any of Defendants’ current or former employees or contractors;
- (d) Any portions of depositions (audio or video) where Confidential Information is disclosed or used as exhibits.

3. In the case of documents and the information contained therein, designation of Confidential Information produced shall be made by placing the following legend on the face of the document and each page so designated “CONFIDENTIAL” or otherwise expressly identified as confidential. Defendants will use their best efforts to limit the number of documents designated Confidential.

4. Confidential Information shall be held in confidence by each qualified recipient to whom it is disclosed, shall be used only for purposes of this action, shall not be used for any business purpose, and shall not be disclosed to any person who is not a qualified recipient. All produced Confidential Information shall be carefully maintained so as to preclude access by persons who are not qualified recipients.

5. Qualified recipients shall include only the following:

- (a) In-house counsel and law firms for each party and the secretarial, clerical, and paralegal staff of each;
- (b) Deposition notaries and staff;
- (c) Persons other than legal counsel who have been retained or specially employed by a party as an expert witness for purposes of this lawsuit or to perform investigative work or fact research;
- (d) Deponents during the course of their depositions or potential witnesses of this case; and
- (e) The parties to this litigation, their officers and professional employees.

6. Each counsel shall be responsible for providing notice of the Protective Order and the

1 terms therein to persons to whom they disclose "Confidential Information," as defined by the terms
2 of the Protective Order.

3 7. Persons to whom confidential information is shown shall be informed of the terms of
4 this Order and advised that its breach may be punished or sanctioned as contempt of the Court. Such
5 deponents may be shown Confidential materials during their deposition but shall not be permitted to
6 keep copies of said Confidential materials nor any portion of the deposition transcript reflecting the
7 Confidential Information.

8 8. If either party objects to the claims that information should be deemed Confidential,
9 that party's counsel shall inform opposing counsel in writing within thirty (30) days of receipt of the
10 Confidential materials that the information should not be so deemed, and the parties shall attempt
11 first to dispose of such disputes in good faith and on an informal basis. If the parties are unable to
12 resolve their dispute, they may present a motion to the Court objecting to such status. The
13 information shall continue to have Confidential status during the pendency of any such motion.

14 9. No copies of Confidential Information shall be made except by or on behalf of
15 attorneys of record, in-house counsel, or the parties in this action. Any person making copies of
16 such information shall maintain all copies within their possession or the possession of those entitled
17 to access to such information under the Protective Order.

18 10. All information produced in this action, whether deemed Confidential or not, shall be
19 used only for purposes of this litigation and not for any other purpose.

20 11. The termination of this action shall not relieve the parties and persons obligated
21 hereunder from their responsibility to maintain the confidentiality of information designated
22 confidential pursuant to this Order.

23 12. Upon termination of this action by entry of a final judgment (inclusive of any appeals
24 or petitions for review), the parties may request the return of all previously furnished Confidential
25 Information, including any copies thereof, and each person or party to whom such Confidential
26 Information has been furnished or produced shall be obligated to return it within thirty (30) days of
27 said request.

28 13. Nothing in this Protective Order shall be construed as an admission as to the

1 relevance, authenticity, foundation, or admissibility of any document, material, transcript, or other
2 information.

3 14. Nothing in the Protective Order shall be deemed to preclude any party from seeking
4 and obtaining, on an appropriate showing, a modification of this Order.

5 15. The Clerk of Court will forward a certified copy of the Protective Order to all counsel
6 of record at the addresses listed in the signature lines below.

7 Dated: August 22, 2014

Dated: August 22, 2014

9 /s/ Scott E. Gizer

/s/ Matthew T. Cecil

10 GIZER & MCRAE LLP
Scott E. Gizer, Esq.

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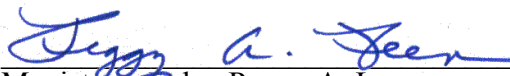
Attorneys for Defendants

13 LAW OFFICES OF ERIK C. ALBERTS
Erik C. Alberts, Esq.

14 Attorneys for Plaintiff

18 **IT IS SO ORDERED.**

19 Dated: August 26, 2014.

21 

22 Magistrate Judge Peggy A. Leen